

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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MARC S. KIRSCHNER,  
as Trustee of the Refco Private Actions Trust,

Plaintiff,

v.

PHILLIP R. BENNETT, SANTO C. MAGGIO,  
ROBERT C. TROSTEN, MAYER, BROWN,  
ROWE & MAW LLP, GRANT THORNTON LLP,  
and ERNST & YOUNG US LLP,

Defendants.  
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: **Electronically Filed**

: **07 Civ 8165 (GEL)**

: **STATEMENT OF**  
: **DELAYED ECF-FILING**

The electronic filing of the foregoing document was delayed by the SDNY ECF service interruption from November 16, 2007 at 6:00 p.m. through November 19, 2007 at approximately 10:00 a.m. Accordingly, this document was served electronically on all parties on Friday, November 16, 2007.

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